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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) Case No. 2:20-mj-00173-KJN
11)
Plaintiff,) STIPULATION AND ORDER TO
12) CONTINUE STATUS CONFERENCE
vs.)
13) Date: September 28, 2022
JOE ROBERTS,) Time: 2:00pm
14) Judge: Hon. Deborah Barnes
Defendant.)
15)
16)

17 IT IS HEREBY STIPULATED by and between Phillip A. Talbert, United States
18 Attorney, through Cameron Desmond, Attorney for Plaintiff, and Heather Williams, Federal
19 Defender, through Assistant Federal Defender Jerome Price, Attorney for Defendant Joe Roberts,
20 **that the Status Conference scheduled for September 28, 2022 may be CONTINUED to**
21 **November 2, 2022, at 2:00 pm.**

22 The parties specifically stipulate as follows:

- 23 1. By previous order, this matter was set for a status on September 28, 2022.
- 24 2. By stipulation, Mr. Roberts now moves to continue the status conference to
25 November 2, 2022 at 2:00 pm.
- 26 3. Mr. Roberts is pending sentencing in the Central District of California [2:13-cr-
27 751-TJH-1.] His sentencing hearing in that matter was recently continued from September 26,
28 2022 to October 31, 2022. He was arrested on a warrant in the Eastern District of California and

1 remains detained at the Sacramento County Jail. The case has been transferred to the Central
2 District of California pursuant to Federal Rule of Criminal Procedure 5, but the Court has not
3 issued a transport order at this time due to Mr. Robert's medical status.

4 4. The District Court in the Central District of California--based on the parties'
5 stipulation there--has ordered that Mr. Roberts remain in custody in Sacramento so that he can
6 appear remotely for court proceedings in the Central District of California. *United States v. Joe*
7 *Roberts*, 2:13-cr-751-TJH-1, Dkt. 487 (C.D. Cal). The Order is based on "logistical issues
8 associated with [Mr. Robert's] transport during the pandemic, made all the more difficult by the
9 fact he is wheelchair-bound." Given that Mr. Robert's may waive his personal appearance and
10 appear virtually pursuant to the CARES Act, transportation presents an unnecessary risk to his
11 health.

12 5. The government does not object to the continuance.

13
14 Respectfully submitted,

15 HEATHER E. WILLIAMS
Federal Defender

16 Date: September 26, 2022

/s/ Jerome Price
JEROME PRICE
Assistant Federal Defender
Attorney for Defendant
JOE ROBERTS

19
20 Date: September 26, 2022

PHILLIP A. TALBERT
United States Attorney


21
22 /s/ Cameron Desmond
CAMERON DESMOND
Assistant U.S. Attorney
Attorney for Plaintiff

ORDER

The Court, having received and considered the parties' stipulation, and good cause appearing therefrom, **ADOPTS** the parties' stipulation in its entirety as its order.

IT IS SO ORDERED.

Dated: September 26, 2022



DEBORAH BARNES
UNITED STATES MAGISTRATE JUDGE